

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DATA CARRIERS, LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 12-342 (LPS)
	)	
NOKIA INC.,	)	
	)	
Defendant.	)	

**STIPULATION AND ORDER**

The Plaintiff Data Carriers, LLC (“Plaintiff”) and Defendant Nokia Inc. (“Defendant”), pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all of Plaintiff’s claims in this action WITH PREJUDICE and all of Defendant’s claims in this action WITHOUT PREJUDICE, subject to the terms of that certain agreement entitled “SETTLEMENT AND LICENSE AGREEMENT” having an effective date of February 27, 2013, with each party to bear its own costs, expenses and attorneys’ fees.

BAYARD, P.A.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Stephen B. Brauerman*

*/s/ Michael J. Flynn*

---

Richard D. Kirk (#922)  
Stephen B. Brauerman (#4952)  
Vanessa R. Tiradentes (#5398)  
222 Delaware Avenue, Suite 900  
Wilmington, DE 19801  
(302) 655-5000  
rkirk@bayardlaw.com  
sbrauerman@bayardlaw.com  
vtiradentes@bayardlaw.com

---

Jack B. Blumenfeld (#1014)  
Michael J. Flynn (#5333)  
1201 North Market Street  
P.O. Box 1347  
Wilmington, DE 19899  
(302) 658-9200  
jblumenfeld@mnat.com  
mflynn@mnat.com

*Attorneys for Defendant Nokia Inc.*

*Attorneys for Plaintiff*

April 10, 2013

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

DATA CARRIERS, LLC,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 12-342 (LPS)
	)	
NOKIA INC.,	)	
	)	
Defendant.	)	

**[PROPOSED] ORDER OF DISMISSAL WITH PREJUDICE**

CAME ON THIS DAY for consideration of the Stipulated Motion for Dismissal With Prejudice of all claims by Plaintiff Data Carriers, LLC (“Plaintiff”) and Dismissal Without Prejudice of all claims of Defendant Nokia Inc. (“Defendant”) in this case, and the Court being of the opinion that said motion should be GRANTED, it is hereby

ORDERED, ADJUDGED AND DECREED that all claims asserted in this suit by Plaintiff Data Carriers, LLC against Defendant Nokia Inc. are hereby DISMISSED WITH PREJUDICE, and all claims of Defendant against Plaintiff are hereby DISMISSED WITHOUT PREJUDICE, subject to the terms of that certain agreement entitled “SETTLEMENT AND LICENSE AGREEMENT” having an effective date of February 27, 2013.

It is further ORDERED that all attorneys’ fees, costs, and expenses are to be borne by the party that incurred them.

Dated: \_\_\_\_\_ 2013

---

UNITED STATES DISTRICT JUDGE